



General Assembly

January Session, 2005

Amendment

LCO No. 6398

HB0578506398HR0

Offered by:
REP. HAMZY, 78th Dist.

To: House Bill No. 5785

File No. 356

Cal. No. 283

"AN ACT CONCERNING ESTABLISHMENT OF VILLAGE DISTRICTS."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective from passage*) Notwithstanding the
4 provisions of the general statutes or any special or public act, the Fall
5 Mountain Lake Property Owners Association in Plymouth may amend
6 its charter in accordance with the requirements contained therein
7 without prior or subsequent approval of such amendments by the
8 General Assembly.

9 Sec. 502. Section 8 of number 555 of the special acts of 1953, as
10 amended by special act 73-120, is amended to read as follows (*Effective*
11 *from passage*):

12 Each property owner within the territorial limits of said association
13 shall be considered a member of said association for purposes of the
14 levying and collection of taxes provided hereunder. On any issue

15 regarding the budget, there shall be one vote for each lot. The
16 territorial limits of said association shall constitute a separate taxing
17 district within the town of Plymouth, and the board of governors shall
18 prepare and submit to said association at each annual meeting a
19 budget and recommend a tax for the purpose of and based on the
20 budget [, of not more than seventy-five dollars] on each member as the
21 same may appear of record on May first preceding. Any member
22 owning more than one dwelling or lot or any combination of dwellings
23 and lots within the limits specified in section 2 of [this act] number 555
24 of the special acts of 1953, shall be taxed as a separate member for each
25 dwelling and shall be taxed as a separate member for each dwelling or
26 lot which has different owners of record. Said member, however, shall
27 have but one vote at the association meeting. Said association, at any
28 annual meeting, shall have the power to increase or decrease such
29 budget and rate of taxation recommended by said board. The rate of
30 taxation so recommended by said board shall be final unless increased
31 or decreased by the association at such annual meeting. The tax so laid
32 shall be collected by the treasurer or by any collector specially
33 appointed by the governing board for the purpose, and a rate book
34 shall be prepared and signed by the secretary of said board within
35 such time and in such manner as may be directed by said board, and
36 warrants shall be issued for the collection of money due on such rate
37 bill pursuant to the provisions of section 1813 of the general statutes.
38 Said association shall have the power to determine all other matters
39 pertaining to the levy or collection of such taxes. Written notice of the
40 rate of such tax and the amount thereof shall be sent by the treasurer or
41 collector to each member of the association before April 15 in each
42 year, on which date such tax shall be due and payable and in the
43 manner stated therein, and if such tax shall not be paid when due, it
44 shall bear interest at the rate of ten per cent per annum. The treasurer
45 or other collector shall have all the powers of collectors of town taxes
46 and shall be accountable to the board in the same manner as town tax
47 collectors are accountable to selectmen. Such tax shall be a lien upon
48 the property upon which it shall be laid and may be collected by suit in
49 the name of the association by foreclosure of such lien or in such

50 manner as town taxes may be collected. Such lien may be continued by
51 certificate which shall be recorded in the land records of the town of
52 Plymouth, pursuant to the provisions of the general statutes relating to
53 the continuance of tax liens. The board of governors may from time to
54 time recommend a special tax be laid to fund projects beneficial to the
55 health, comfort, protection and convenience of the members of the
56 association. Said special tax, together with receipts from other sources,
57 if any, authorized by said association shall not exceed an amount
58 sufficient to meet appropriations for the proposed costs of such
59 projects, provided any special tax recommended by the board shall not
60 be effective unless approved by a majority of the members of said
61 association at a special meeting called for the purpose of voting on
62 such recommendation. Said special tax shall be levied and collected in
63 the same manner as the annual tax provided for in this section."